

**AMENDMENT TO H.R. 1528, AS REPORTED  
OFFERED BY MR. THOMAS OF CALIFORNIA**

Page 35, line 18, strike “2007” and insert “2005”.

Page 39, strike line 14 and all that follows through line 11 on page 40 (all of section 309 of the bill) and insert the following new section:

1 **SEC. 309. HEALTH INSURANCE COSTS OF ELIGIBLE INDIVIDUALS.**  
2

3 (a) CONSUMER OPTIONS.—

4 (1) IN GENERAL.—Paragraph (2) of section  
5 35(e) is amended by adding at the end the following  
6 new subparagraphs:

7 “(C) WAIVER BY ELIGIBLE INDIVIDUALS.—With respect to any month, clauses (i)  
8 and (ii) of subparagraph (A) shall not apply  
9 with respect to any eligible individual and such  
10 individual’s qualifying family members if such  
11 individual—  
12

13 “(i) does not reside in a State which  
14 the Secretary has identified by regulation,  
15 guidance, or otherwise as a State in which  
16 any coverage which—



1                   “(I) is described in any of sub-  
 2                   paragraphs (C) through (H) of para-  
 3                   graph (1), and

4                   “(II) meets the requirements of  
 5                   subparagraphs (A) and (B) of this  
 6                   paragraph,

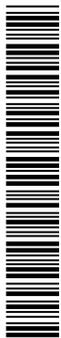
7                   is available to eligible individuals (and  
 8                   their qualifying family members) residing  
 9                   in the State, and

10                   “(ii) elects to waive the application of  
 11                   clauses (i) and (ii) of subparagraph (A) of  
 12                   this paragraph.

13                   “(D) ELECTION.—Any election made  
 14                   under subparagraph (C)(ii) shall be effective for  
 15                   the month for which such election is made and  
 16                   for all subsequent months.

17                   “(E) TERMINATION.—Subparagraphs (C)  
 18                   and (D) shall not apply to any month beginning  
 19                   after December 31, 2004.”.

20                   (2) NO IMPACT ON STATE CONSUMER PROTEC-  
 21                   TIONS.—Nothing in the amendment made by para-  
 22                   graph (1) supercedes or otherwise affects the appli-  
 23                   cation of State law relating to consumer insurance  
 24                   protections (including State law implementing the



1 requirements of part B of title XXVII of the Public  
2 Health Service Act).

3 (b) STATE-BASED CONTINUATION COVERAGE NOT  
4 SUBJECT TO REQUIREMENTS.—Subparagraphs (A) and  
5 (B)(i) of section 35(e)(2) are each amended by striking  
6 “subparagraphs (B) through (H)” and inserting “sub-  
7 paragraphs (C) through (H)”.

8 (c) EFFECTIVE DATE.—

9 (1) CONSUMER OPTIONS.—The amendment  
10 made by subsection (a) shall apply to months begin-  
11 ning after the date of the enactment of this Act.

12 (2) STATE-BASED CONTINUATION COVERAGE.—  
13 The amendments made by subsection (b) shall take  
14 effect as if included in section 201(a) of the Trade  
15 Act of 2002.

Page 45, after line 3, insert the following new sec-  
tion (and amend the table of contents accordingly):

16 **SEC. 311. EXTENSION OF JOINT REVIEW OF STRATEGIC**  
17 **PLANS AND BUDGET FOR THE INTERNAL**  
18 **REVENUE SERVICE.**

19 (a) IN GENERAL.—Paragraph (2) of section 8021(f)  
20 (relating to joint reviews) is amended by striking “2004”  
21 and inserting “2009”.

22 (b) REPORT.—Subparagraph (C) of section 8022(3)  
23 (regarding reports) is amended—



1           (1) by striking “2004” and inserting “2009”,  
2           and  
3           (2) by striking “with respect to—” and all that  
4           follows and inserting “with respect to the matters  
5           addressed in the joint review referred to in section  
6           8021(f)(2).”.

